

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JUL 23 2008

PEDRO E. RIVAS, On Behalf of Himself and  
All Others Similarly Situated, )

Plaintiff, )

vs. )

LEHMAN BROTHERS BANK, FSB, et al., )

Defendants. )

Civil Action No. 08-cv-03685

CLASS ACTION

NOTICE OF MOTION AND  
MOTION TO ADMIT COUNSEL  
*PRO HAC VICE*

JUL 21 2008

PLEASE TAKE NOTICE upon the annexed Declaration of Robert M. Rothman in Support of the Motion to Admit Counsel *Pro Hac Vice*, executed this 21 day of July 2008, and the Certificate of Good Standing attached thereto, plaintiff Pedro E. Rivas moves this Court, Pursuant to Rule 1.3(c) of the Local Civil Rules of this Court, that Gary Klein, a member of the Bar of the United States District Court, District of Massachusetts, and a partner of the law firm Roddy Klein & Ryan, 727 Atlantic Avenue, Second Floor, Boston, MA 02111, telephone 617-357-5500 ext. 15, facsimile 617-357-5030, be admitted *pro hac vice* for all purposes on behalf of plaintiff in this action.

DATED: July 21, 2008

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
SAMUEL H. RUDMAN  
ROBERT M. ROTHMAN



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ROBERT M. ROTHMAN

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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PEDRO E. RIVAS, On Behalf of Himself and  
All Others Similarly Situated,

Plaintiff,

vs.

LEHMAN BROTHERS BANK, FSB, et al.,

Defendants.

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Civil Action No. 08-cv-03685

CLASS ACTION

[PROPOSED] ORDER GRANTING  
MOTION FOR ADMISSION *PRO*  
*HAC VICE*

Upon the motion of plaintiff Pedro E. Rivas, pursuant to Rule 1.3(c) of the Local Civil Rules of this Court, for an order admitting Gary Klein *pro hac vice* for all purposes on behalf of plaintiff in this action, and for good cause shown.

IT IS HEREBY ORDERED that the motion is GRANTED in all respects, subject to payment of the requisite fees.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
THE HONORABLE BARBARA S. JONES  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PEDRO E. RIVAS, On Behalf of Himself and  
All Others Similarly Situated,

Plaintiff,

vs.

LEHMAN BROTHERS BANK, FSB, et al.,

Defendants.

Civil Action No. 08-cv-03685

CLASS ACTION

DECLARATION OF ROBERT M.  
ROTHMAN IN SUPPORT OF THE  
MOTION TO ADMIT COUNSEL  
*PRO HAC VICE*

I, Robert M. Rothman, declare as follows:

1. I am a member in good standing of the bar of this Court and a member of Coughlin Stoia Geller Rudman & Robbins LLP. I make this declaration in support of plaintiff Pedro E. Rivas' Motion to Admit Counsel *Pro Hac Vice*, pursuant to Rule 1.3(c) of the Local Civil Rules of this Court, requesting that Gary Klein be admitted *pro hac vice* for all purposes on behalf of plaintiff in this action.

2. Gary Klein is fully familiar with this action, is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

3. Gary Klein is an attorney in good standing of the Bar of the District of Massachusetts, as evidenced by the annexed certificate of good standing.

4. I respectfully request that plaintiff's motion be granted in all respects. A proposed order is enclosed herewith.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 21 day of July 2008 at Melville, New York.



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ROBERT M. ROTHMAN

UNITED STATES DISTRICT COURT

DISTRICT OF

MASSACHUSETTS

CERTIFICATE OF  
GOOD STANDING

I, Sarah A. Thornton, Clerk of this Court,

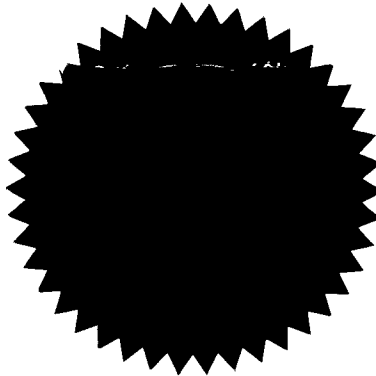
certify that **Gary Edward Klein**, Bar # 560769,

*was duly admitted to practice in this Court on*

October 23, 1992, and is in good standing  
*DATE*

*as a member of the Bar of this Court.*

*Dated at* Boston, Massachusetts *on* July 11, 2008.  
*LOCATION DATE*



Sarah A. Thornton  
CLERK

*Adith Ghetti*  
DEPUTY CLERK



**CERTIFICATE OF SERVICE**

I, Kelly Stadelmann, hereby certify that on July 23, 2008, I caused a true and correct copy of the attached:

Notice Of Motion And Motion To Admit Counsel *Pro Hac Vice*;

Declaration Of Robert M. Rothman In Support Of The Motion To Admit Counsel *Pro Hac Vice*; and

[Proposed] Order Granting Motion For Admission *Pro Hac Vice*

to be served by first-class mail to:

Morgan, Lewis & Bockius LLP  
Jami Wintz McKeon, Esq.  
Michael S. Kraut, Esq.  
101 Park Avenue  
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Telephone: 212/309-6000  
212/309-6001 (fax)

  
Kelly A. Stadelmann